FILED BY D.C

WESTERN DISTRICT OF TENNESSEE 3 AM 8: 52

WESTERN DIVISION

THOMAS M. GOULD CLERK U.S. DISTRICT COUR WID OF THE WEMPHIS

TANYA BISHOP

JUDGMENT IN A CIVIL CASE

VS

NYK LOGISTICS (AMERICAS), INC.

CASE NO: 05-2399 M1/P

Upon dismissal by the plaintiff:

IT IS SO ORDERED AND ADJUDGED that, in accordance with the Plaintiff's Stipulation of Dismissal With Prejudice filed August 2, 2005, this case is DISMISSED with prejudice.

APPROVED:

JON PHIPPS MCCALLA

UNITED STATES DISTRICT COURT

2005

Date

THOMAS M. GOULD

Clerk of Court

By) Deputy Clerk

that the same of the

This document entered on the docket sheet in compliance with Rule 58 and/or 79(a) FRCP on 8 3-05

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Notice of Distribution

This notice confirms a copy of the document docketed as number 3 in case 2:05-CV-02399 was distributed by fax, mail, or direct printing on August 3, 2005 to the parties listed.

Stuart B. Breakstone 8 South Third 4th Floor Memphis, TN 38103

Kathy D. Baker 8 South Third 4th Floor Memphis, TN 38103

Honorable Jon McCalla US DISTRICT COURT